

Galmor's/G&G Steam Service, Inc. The defendants, Galmor Family Limited Partnership and Galmor Management, L.L.C., oppose the motion.

Upon consideration of the pleadings and briefs filed in support of the respective parties' positions, the proffered summary judgment evidence, and the arguments of counsel, the Court concludes that the motion must be denied.

Through the affidavit of Stephen Galmor, the Trustee has presented a factual basis for his claims for breach of contract, money had and received, and quantum meruit. The Court thus need not determine the admissibility of the other forms of evidence submitted by the Trustee. The Galmor Defendants, however, have submitted evidence which brings the credibility of Stephen Galmor into question and raises genuine issues of material fact for each of the Trustee's claims. Because the Court cannot determine issues of credibility nor decide genuine issues of material fact at the summary judgment stage, the Court must deny the Trustee's motion for summary judgment. It is, therefore,

ORDERED that the Trustee's motion for partial summary judgment is denied.

End of Order

United States Bankruptcy Court
Northern District of Texas

Ries,
Plaintiff
Galmor Family Limited Partnership,
Defendant

Adv. Proc. No. 20-02003-rlj

CERTIFICATE OF NOTICE

District/off: 0539-2

User: admin

Page 1 of 2

Date Rcvd: Dec 28, 2021

Form ID: pdf001

Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 30, 2021:

Recip ID	Recipient Name and Address
aty	+ Jerry D. McLaughlin, P.O. Box 9375, Amarillo, TX 79105-9375

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
ust	+ Email/Text: ustpreion06.da.ecf@usdoj.gov	Dec 28 2021 21:07:00	United States Trustee, 1100 Commerce Street, Room 976, Dallas, TX 75242-0996

TOTAL: 1

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 30, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 28, 2021 at the address(es) listed below:

Name	Email Address
Alysia Cordova	on behalf of Creditor Great Plains Bank acordova@mhba.com alopez@mhba.com
Davor Rukavina	on behalf of Defendant Galmor Family Limited Partnership drukavina@munsch.com
Davor Rukavina	on behalf of Defendant Galmor Management L.L.C. drukavina@munsch.com

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Julian Preston Vasek

on behalf of Defendant Galmor Family Limited Partnership jvasek@munsch.com

Julian Preston Vasek

on behalf of Defendant Galmor Management L.L.C. jvasek@munsch.com

Kent David Ries

on behalf of Plaintiff Kent Ries kent@kentries.com

Kent David Ries

on behalf of Counter-Defendant Kent Ries trustee@kentries.com TX41@ecfcbis.com

Reuben L. Hancock

on behalf of Creditor Happy State Bank rlh@rlhancock.com

Thomas Daniel Berghman

on behalf of Defendant Galmor Management L.L.C. tberghman@munsch.com

Thomas Daniel Berghman

on behalf of Defendant Galmor Family Limited Partnership tberghman@munsch.com

TOTAL: 10